



Entered on Docket
September 29, 2009

A handwritten signature in dark ink, appearing to read "Linda B. Riegle".

Hon. Linda B. Riegle
United States Bankruptcy Judge

LEWIS AND ROCA LLP

3993 Howard Hughes Parkway, Suite 600
Las Vegas, NV 89169-5996
Facsimile (702) 949-8321
Telephone (702) 949-8320

Rob Charles NV State Bar No. 006593
Email: rcharles@lrlaw.com
John Hinderaker AZ State Bar No. 018024
Email: jhinderaker@lrlaw.com

Attorneys for USACM Liquidating Trust

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re:

USA Commercial Mortgage Company,
USA Capital Realty Advisors, LLC,¹
USA Capital Diversified Trust Deed Fund,
LLC,
USA Capital First Trust Deed Fund, LLC,²
USA Securities, LLC,³

Debtors.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR¹
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR²
Case No. BK-S-06-10729-LBR³

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

Date of Hearing:
Time of Hearing:

**ORDER APPROVING
STIPULATION DISALLOWING
DUPLICATIVE CLAIM (PROOF OF
CLAIM NO. 10725-01689) BY
FERTITTA ENTERPRISES, INC.**

¹ This bankruptcy case was closed on September 23, 2008.

² This bankruptcy case was closed on October 12, 2007.

³ This bankruptcy case was closed on December 21, 2007.

1 The Stipulation by and between the USACM Liquidating Trust ("Trust"), and
2 Fertitta Enterprises, Inc., ("Fertitta"); [DE 7573] to withdraw a duplicative claim (Proof of
3 Claim No. 10725-01689) came before the Court for consideration. No notice being
4 necessary and good cause appearing:

5 **IT IS ORDERED** that the Stipulation is approved and the Proof of Claim No.
6 10725-016890 is deemed withdrawn and disallowed in its entirety.

7
8 ###

9 PREPARED AND SUBMITTED and
10 APPROVED AS TO FORM AND CONTENT:

11 LEWIS AND ROCA LLP

12 By: /s/ JH (#018024)
13 Rob Charles
14 John Hinderaker
15 *Attorneys for USACM Liquidating Trust*

16 PARKER, MILLIKEN, CLARK,
17 O'HARA & SAMUELIAN
18 A PROFESSIONAL CORPORATION

19 By: /s/ Gregory M. Salvato
20 Gregory M. Salvato

21 555 So. Flower Street, 30th Floor
22 Los Angeles, California 90071-2440

23 Attorneys for
24 FERTITTA ENTERPRISES, INC.
25
26